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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/449,817	11/26/1999	Mitchell S. Steiner	P-2762-US1	6736
27130	7590	03/03/2004	EXAMINER	
EITAN, PEARL, LATZER & COHEN ZEDEK LLP 10 ROCKEFELLER PLAZA, SUITE 1001 NEW YORK, NY 10020			KERR, KATHLEEN M	
		ART UNIT	PAPER NUMBER	
			1652	

DATE MAILED: 03/03/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER**ART UNIT** **PAPER**

03012004

DATE MAILED:

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Commissioner for Patents

The paper filed on December 29, 2003, which included a request for continued examination and an amendment to the claims, is not fully responsive to the Final rejection mailed January 28, 2003. In the amendment to the claims filed with the RCE, Applicants cancelled all the previously elected (and examined) subject matter drawn to a human sequence (SEQ ID NOs:1/2) and amended the claims to include only non-elected subject matter drawn to a rat sequence (SEQ ID NOs:3/7). This amendment effectively switches the invention, which is not a matter of right in RCE practice under 37 C.F.R. ' 1.114. Applicants must amend the claims to reflect the elected invention drawn to the human sequence and/or file a divisional application to the rat sequence.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Kathleen M Kerr whose telephone number is (571) 272-0931. The examiner can normally be reached on Monday through Friday, from 9:00am to 6pm. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ponnathupura Achutamurthy can be reached on (571) 272-0928. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Kathleen M Kerr
ExaminerArt Unit 1652

March 1, 2004